

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

BRIAN RICHARDSON,) CASE NO. 7:17CV00447
)
Plaintiff,)
v.) FINAL ORDER
)
)
UNKNOWN,) By: Glen E. Conrad
) United States District Judge
Defendant(s).)

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that plaintiff's submission (ECF No. 1) is **CONSTRUED** as a civil rights complaint under 42 U.S.C. § 1983 against Officer Baker, who will be substituted as the defendant on the court's docket; plaintiff's motion to amend (ECF No. 9) is **GRANTED**; the civil action as amended is summarily **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), as frivolous; and the clerk will close the case.

ENTER: This 23rd day of October, 2017.



United States District Judge